

HOUSE BILL 734

F3, Q8

0lr1271

By: **Washington County Delegation**

Introduced and read first time: February 5, 2010

Assigned to: Appropriations

A BILL ENTITLED

1 AN ACT concerning

2 **Washington County – Advisory School Design Review Committee**

3 FOR the purpose of codifying certain provisions relating to the Washington County
4 Advisory School Design Review Committee; requiring the Washington County
5 Board of Education to provide a schedule of project milestones to the Committee
6 at the beginning of a certain schematic design stage; altering the timing of
7 certain of the Committee's duties; authorizing the Committee to submit
8 comments to the Washington County Board of Education; requiring the
9 Washington County Board of Education to accept, reject, or modify the
10 Committee's comments during a regularly scheduled public meeting; repealing a
11 certain definition; defining certain terms; repealing a certain termination
12 provision relating to the Committee; and generally relating to the Washington
13 County Advisory School Design Review Committee.

14 BY adding to

15 The Public Local Laws of Washington County
16 Section 2–701(i)
17 Article 22 – Public Local Laws of Maryland
18 (2007 Edition and January 2009 Supplement, as amended)

19 BY repealing

20 Chapter 598 of the Acts of the General Assembly of 2005
21 Section 3

22 BY repealing and reenacting, with amendments,

23 Chapter 598 of the Acts of the General Assembly of 2005
24 Section 6

25 SECTION 1. BE IT ENACTED BY THE GENERAL ASSEMBLY OF
26 MARYLAND, That the Laws of Maryland read as follows:

EXPLANATION: CAPITALS INDICATE MATTER ADDED TO EXISTING LAW.

[Brackets] indicate matter deleted from existing law.



1 Article 22 – Washington County

2 2-701.

3 (I) (1) (I) IN THIS SUBSECTION THE FOLLOWING WORDS HAVE
4 THE MEANINGS INDICATED.

5 (II) “BIDDING DOCUMENT STAGE” MEANS THE PERIOD OF
6 TIME FOLLOWING THE COMPLETION OF DESIGN WHERE ALL DOCUMENTS ARE
7 COMPILED AND MADE SUITABLE FOR ADVERTISEMENT AND COMPETITIVE
8 BIDDING.

9 (III) “COMMITTEE” MEANS THE ADVISORY SCHOOL DESIGN
10 REVIEW COMMITTEE ESTABLISHED BY THE COUNTY COMMISSIONERS.

11 (IV) 1. “SCHEMATIC DESIGN” MEANS INITIAL DESIGN
12 CONCEPTS.

13 2. “SCHEMATIC DESIGN” INCLUDES A BASIC FLOOR
14 PLAN, EXTERIOR BUILDING ELEVATIONS, AND BUILDING CROSS SECTIONS.

15 (V) “SCHEMATIC DESIGN STAGE” MEANS THE PERIOD OF
16 TIME WHEN THE SCHEMATIC DESIGN FOR THE PROJECT IS DEVELOPED.

17 (2) THE COUNTY COMMISSIONERS SHALL ESTABLISH AN
18 ADVISORY SCHOOL DESIGN REVIEW COMMITTEE.

19 (3) THE WASHINGTON COUNTY BOARD OF EDUCATION SHALL
20 PROVIDE A SCHEDULE OF PROJECT MILESTONES TO THE COMMITTEE AT THE
21 BEGINNING OF THE SCHEMATIC DESIGN STAGE.

22 (4) THE COMMITTEE SHALL:

23 (I) REVIEW ALL CONSTRUCTION PLANS FOR SCHOOL
24 CAPITAL IMPROVEMENT PROJECTS THAT EXCEED \$2,000,000; AND

25 (II) ENSURE THAT THE CONSTRUCTION AND OPERATIONAL
26 AND MAINTENANCE EFFICIENCIES FOR EACH CAPITAL IMPROVEMENT PROJECT
27 PROVIDE AN EFFECTIVE EDUCATIONAL ENVIRONMENT IN A COST-EFFICIENT
28 MANNER.

29 (5) THE COMMITTEE SHALL BEGIN ITS DUTIES SPECIFIED IN
30 PARAGRAPH (4) OF THIS SUBSECTION AT THE SCHEMATIC DESIGN STAGE FOR

1 EACH CAPITAL IMPROVEMENT PROJECT AND CONCLUDE ITS REVIEW AT THE
2 BIDDING DOCUMENT STAGE OF EACH CAPITAL IMPROVEMENT PROJECT.

3 (6) (I) THE COMMITTEE MAY SUBMIT COMMENTS TO THE
4 WASHINGTON COUNTY BOARD OF EDUCATION AFTER REVIEW OF EACH STAGE
5 OF THE PROJECT DESIGN.

6 (II) THE WASHINGTON COUNTY BOARD OF EDUCATION
7 SHALL ACCEPT, REJECT, OR MODIFY THE COMMITTEE'S COMMENTS DURING A
8 REGULARLY SCHEDULED PUBLIC MEETING.

9 (7) AT THE CONCLUSION OF THE COMMITTEE'S REVIEW OF A
10 PROJECT, THE COMMITTEE SHALL PREPARE A REPORT SUMMARIZING ITS
11 FINDINGS AND MAKING RECOMMENDATIONS REGARDING THE CAPITAL
12 IMPROVEMENT PROJECT TO THE COUNTY COMMISSIONERS AND THE
13 WASHINGTON COUNTY BOARD OF EDUCATION.

14 (8) BEFORE ADVERTISEMENT FOR COMPETITIVE BIDS, THE
15 COUNTY COMMISSIONERS AND THE WASHINGTON COUNTY BOARD OF
16 EDUCATION JOINTLY SHALL REVIEW THE RECOMMENDATIONS OF THE
17 COMMITTEE.

18 (9) THE COUNTY COMMISSIONERS SHALL HAVE THE
19 RESPONSIBILITY OF DETERMINING WHETHER A CAPITAL IMPROVEMENT
20 PROJECT MAY PROCEED TO THE BIDDING DOCUMENT STAGE.

21 (10) THE COUNTY COMMISSIONERS ARE NOT BOUND BY THE
22 RECOMMENDATIONS SUBMITTED BY THE COMMITTEE.

23 **Chapter 598 of the Acts of 2005**

24 [SECTION 3. AND BE IT FURTHER ENACTED, That:

25 (a) (1) In this subsection, the following words have the meanings
26 indicated.

27 (2) "Bidding document stage" means the period of time following the
28 completion of design where all documents are compiled and made suitable for
29 advertisement and competitive bidding.

30 (3) "Committee" means the Advisory School Design Review Committee
31 established by the County Commissioners.

32 (4) "Design development stage" means the point when the overall
33 design for a school capital improvement project is approximately 60% complete.

1 (b) The Washington County Board of County Commissioners shall establish
2 an Advisory School Design Review Committee.

3 (c) The Committee shall:

4 (1) review all construction plans for school capital improvement
5 projects that exceed \$2,000,000; and

6 (2) ensure that the construction and operational and maintenance
7 efficiencies for each capital improvement project provide an effective educational
8 environment in a cost efficient manner.

9 (d) The school design review committee shall begin its duties specified in
10 subsection (c) of this section at the design development stage for each capital
11 improvement project and conclude its review at the bidding document stage of each
12 capital improvement project.

13 (e) At the conclusion of the Committee's review of a project, the Committee
14 shall prepare a report summarizing its findings and making recommendations
15 regarding the capital improvement project to the Washington County Board of County
16 Commissioners and the Washington County Board of Education.

17 (f) Prior to advertisement for competitive bids, the Washington County
18 Board of County Commissioners and the Washington County Board of Education shall
19 jointly review the recommendations of the Committee.

20 (g) The Washington County Board of County Commissioners shall have the
21 responsibility of determining whether a capital improvement project may proceed to
22 the bidding document stage.

23 (h) The Washington County Board of County Commissioners is not bound by
24 the recommendations submitted by the Committee.]

25 SECTION 6. AND BE IT FURTHER ENACTED, That this Act shall take effect
26 July 1, 2005. [Section 3 shall remain effective for a period of 6 years and, at the end of
27 June 30, 2011, with no further action required by the General Assembly, this Act shall
28 be abrogated and of no further force and effect.] Section 5 shall remain effective for a
29 period of 1 year and, at the end of June 30, 2006, with no further action required by
30 the General Assembly, this Act shall be abrogated and of no further force and effect.

31 SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect
32 October 1, 2010.